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12 Office Depot, Inc.

13 UNITED STATES DISTRICT COURT

14 DISTRICT OF NEVADA

15 KEVIN ZIMMERMAN, an individual,  
16 Plaintiff,  
17 vs.  
18 OFFICE DEPOT, INC.,  
19 Defendant.

20 Case No. 2:17-cv-00815-GMN-GWF

21 **[PROPOSED] STIPULATION AND  
22 ORDER TO EXTEND TIME FOR  
23 DEFENDANT TO FILE A RESPONSE TO  
24 THE COMPLAINT**

25 **[FOURTH REQUEST]**

26 Plaintiff KEVIN ZIMMERMAN (hereinafter "Plaintiff") and Defendant OFFICE DEPOT,  
27 INC., (hereinafter, "Defendant") by and through their undersigned counsel, hereby agree and  
28 stipulate to extend the time for Defendant to file a response to the Plaintiff's Complaint from the  
current deadline of July 17, 2017 up to and including **August 14, 2017**.

29 The parties' counsel met on June 9, 2017 and reached a settlement, the general terms of  
30 which have since been confirmed in an email. At this time, a response to the complaint is  
31 unnecessary because this matter will be dismissed after the settlement is executed. Accordingly, the  
32 parties request that this stipulation be granted.

33 The parties have exchanged and approved the settlement agreement and are waiting for it to  
34 be signed. The settlement should be finalized in the next two weeks, but have requested this 28 day  
35 extension out of an abundance of caution to ensure sufficient time to resolve any potential wording  
36 issues with the settlement agreement.

1           This is the fourth request for an extension of time to respond to the Complaint. This request  
2 is made in good faith and not for the purpose of delay.

3           Dated: July 17, 2017

4           Respectfully submitted,

5           */s/ Whitney C. Wilcher*

6           WHITNEY C. WILCHER, ESQ.  
7           THE WILCHER FIRM

8           Attorney for Plaintiff  
9           KEVIN ZIMMERMAN

10           Dated: July 17, 2017

11           Respectfully submitted,

12           */s/ Matthew T. Cecil*

13           ROGER L. GRANDGENETT II, ESQ.  
14           MATTHEW T. CECIL, ESQ.  
15           LITTLER MENDELSON, P.C.

16           Attorneys for Defendant  
17           OFFICE DEPOT, INC.

18           **ORDER**

19           **IT IS SO ORDERED.**

20           Dated: August 15, 2017.

21             
22           UNITED STATES MAGISTRATE JUDGE

23           Firmwide: 148855740.1 999999.6420